



UNITED STATES DEPARTMENT OF COMMERCE
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SERIAL NUMBER	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/504,547 07/20/95 PAN

L 2224-0103P

EXAMINER

KILLUS, P

12M2/0815

BIRCH STEWART KOLASCH AND BIRCH
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ART UNIT

PAPER NUMBER

1204

DATE MAILED:

08/15/96

This is a communication from the examiner in charge of your application.
COMMISSIONER OF PATENTS AND TRADEMARKS

This application has been examined Responsive to communication filed on _____ This action is made final.

A shortened statutory period for response to this action is set to expire _____ month(s), 30 days from the date of this letter.
Failure to respond within the period for response will cause the application to become abandoned. 35 U.S.C. 133

Part I THE FOLLOWING ATTACHMENT(S) ARE PART OF THIS ACTION:

1. Notice of References Cited by Examiner, PTO-892.
2. Notice of Draftsman's Patent Drawing Review, PTO-948.
3. Notice of Art Cited by Applicant, PTO-1449.
4. Notice of Informal Patent Application, PTO-152.
5. Information on How to Effect Drawing Changes, PTO-1474..
6. _____

Part II SUMMARY OF ACTION

1. Claims 1-30 are pending in the application.

Of the above, claims _____ are withdrawn from consideration.

2. Claims _____ have been cancelled.

3. Claims _____ are allowed.

4. Claims _____ are rejected.

5. Claims _____ are objected to.

6. Claims 1-30 are subject to restriction or election requirement.

7. This application has been filed with informal drawings under 37 C.F.R. 1.85 which are acceptable for examination purposes.

8. Formal drawings are required in response to this Office action.

9. The corrected or substitute drawings have been received on _____. Under 37 C.F.R. 1.84 these drawings are acceptable; not acceptable (see explanation or Notice of Draftsman's Patent Drawing Review, PTO-948).

10. The proposed additional or substitute sheet(s) of drawings, filed on _____, has (have) been approved by the examiner; disapproved by the examiner (see explanation).

11. The proposed drawing correction, filed _____, has been approved; disapproved (see explanation).

12. Acknowledgement is made of the claim for priority under 35 U.S.C. 119. The certified copy has been received not been received been filed in parent application, serial no. _____; filed on _____.

13. Since this application appears to be in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11; 453 O.G. 213.

14. Other

EXAMINER'S ACTION

Art Unit: 1204

Pursuant to authority delegated by the Commissioner of Patents under 35 USC 121, restriction is hereby required between the distinct inventions claimed in the present application and identified as follows:

- I. Claims 1-2~~X~~, directed to a catalytic system.
- II. Claims 24-30, directed to a method for carboxylation.

The above inventions are regarded as distinct because they are separate entities and/or they are patentable in view of each other.

It is to be noted that Congress has provided the Commissioner with discretion in 35 USC 121 to restrict the application to one of two or more distinct inventions recited in one claim vis-a-vis two or more distinct inventions recited in more than one claim. Accordingly, applicant is required to limit the application to one of the above distinct inventions.

A telephone call was made to Bruce D. Gray on 19 July 1996 to request an oral election to the above restriction requirement, but did not result in an election being made.

To be complete, applicants response must include a provisional election even though the requirement is traverse.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Paul J. Killos whose telephone number is (703) 308-0135. The examiner can normally be reached on Monday-Friday from 8:30 AM to 5:00 PM.

Serial Number: 08/504,547

-3-

Art Unit: 1204

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Geist, can be reached on (703) 308-1701. The fax phone number for this Group is (703) 308-4556.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-1235.


PAUL J. KILLOS
PRIMARY EXAMINER
ART UNIT 1204
1204

KILLOS:jd
JULY 30, 1996